

ROASTS POLICE FOR PICTURES IN GALLERY

Judge Burr Declares That Photographs Before Conviction Are Illegally Taken.

Justice Burr in the Kings County Supreme Court, in a judicial opinion today, held that the police method of taking Rogues' Gallery pictures and Bertillon measurements of men accused of crime in advance of trial is illegal. He held that policemen who take part in this operation, for which there is not the slightest warrant of law, are liable for damages in a civil action and may also be charged with criminal assault.

"The time has not yet come," said Justice Burr, "when the sovereign power of the people of this State is vested in a single police officer."

Justice Burr made his rulings on the Rogues' Gallery question in connection with a decision upon the application of the Assistant District Attorney for the dismissal of a writ of mandamus obtained by Martin Littleton in behalf of William Gow, the indicted officer of the Borough Bank.

What Gow Asked For.

Mr. Littleton's writ called upon Police Commissioner Hingaman, Deputy Commissioner O'Keefe, Capt. Kuhne, of the Brooklyn Central Office, and other police officers to remove from the Rogues' Gallery and the Bertillon records the photographs and measurements of Gow taken at the time of his arrest.

While holding that the police acted illegally in photographing and measuring Gow, Justice Burr dismissed the writ of mandamus. He held that Mr. Littleton should have taken another course of law. The question is on the technicality that while a public officer may be mandamus to do his duty, he cannot be mandamus to undo an illegal act.

"There is nothing in the statutes," declared the Court, "to warrant the police in taking photographs and measurements of persons indicted for crime before trial and found guilty. The proceedings usually taken by the police in this connection are under a police rule. Inasmuch as there is no legal authority for this rule, the Commissioner of Police has no power to make it or to order that it be enforced."

Not Authorized by Law.

"There is no statute authorizing the police force to invade the rights and personal immunity of any citizen to the extent of submitting him to the indignity of being photographed and measured merely upon an indictment for crime. Such invasion of the rights of a citizen is criminal in character."

Justice Burr suggests that in the light of the illegality of their action the police authorities may voluntarily remove Gow's picture and measurements from the records. But the police authorities are not disposed to yield easily their unwarranted prerogative of "muzzing" any one they arrest.

TWO COURTS BUSY WITH DIVORCE SUITS

Justice Newburger Splits His Calendar of Marital Infelicity.

Justice Newburger split the "Divorce Court" in two to-day, sending half the undefended cases to Justice Bischoff for trial.

William R. Forbes, an insurance man at No. 81 Pine street, who lives at No. 28 Columbus avenue, asked for a divorce from Julia Clara Forbes, whom he married Nov. 22, 1892. Francis Johnson, of Buffalo, and Charles Jagle, a lawyer's clerk, told how Mrs. Forbes, having forsaken her husband, had taken up residence at the Hotel Lincoln, where the husband and Johnson forced the door of her room one night last January and found a strange man in night apparel there with her.

Sadie Lewis Mason, asking for her freedom from Jacob Masch, of Philadelphia, manufacturer of skirts, with an income of \$5,000, told how her only babe died, and her husband deserted her, eight years ago. Her brother, Moses Lewis, told how he and a friend trailed Masch with a strange woman to a room in a Rialto's law hotel at Fourth avenue and Ninth street, January 12 last. Masch is paying \$25 weekly alimony now and will be asked to continue it.

Capt. Hiram J. Paul's complaint

against Annie Paul, his common-law wife since 1883, was that she has deserted him for William Costello, with whom she lived in No. 219 Second avenue, in 1906.

Isaac Alcock testified that he performed the marriage ceremony when he was an Alderman in 1901, making Joseph H. and Anna Schneck husband and wife. Mrs. Elizabeth Fischer and her daughter and Yetta Graybow testified that Joseph H. Schneck and another "Mrs. Schneck" occupied furnished rooms at No. 394 Second avenue during 1906.

Justice Newburger would not grant a divorce decree to Bessie Laatz, on the testimony of Charlotte Swen that she had lived with Max Laatz as his wife at No. 22 St. Ann's avenue, Bronx, from February to September, 1906, Laatz quitting her after that. The couple were married in Buffalo in 1905.

EARTHQUAKE IN ST. LOUIS.
ST. LOUIS, Dec. 11.—A slight earthquake shock, which rattled windows in the downtown section was felt here late last night. The movement seemed to be from south to north.

Merry Christmas, Happy New Year

How much kindly feeling and good will these greetings convey.

Be lavish with them. Talk them, write them, Telephone them.

NEW YORK TELEPHONE CO., 15 Day Street

Sale of 3,000 Suits and Overcoats at \$10

That Are Worth \$15 & \$18

The fabrics were woven especially to go into suits and overcoats selling at \$18 and \$20, but cancellation left them to the mill, and they were secured underprice by Brill stores.

The tailoring was done in dull season, and was done exceedingly well, with proper no-need-to-hustle care.

The OVERCOATS are grays in fancy weaves, black and Oxford all-wool melton and blue and black all-wool kersey. Sleeves are satin lined and bodies serge or Venetian lined. The overcoats are cut on correct new models and are wonderful value, up to \$15 and \$18. \$10

The SUITS are velours and cassimeres, in new, desirable designs. They are cut on four new Brill models, and in tailoring, fabric and trimmings are unusual \$15 and \$18. \$10

Other Extra Values That Result from Brill Trade Advantages

from various mercantile conditions, from stock adjustment and from Brill best value policy. Many of these garments are from fastest selling Brill lines—just the models and patterns that are most popular. All are from the foremost tailoring concerns in America and are best possible values at these great reductions:

- Suits that are values up to \$20..... \$13.50
- Overcoats that are values up to \$20..... \$13.50
- Suits that are values up to \$25..... \$15.00
- Overcoats that are values up to \$25..... \$15.00
- Suits that are values up to \$28..... \$17.00
- Overcoats that are values up to \$28..... \$17.00

Brill Brothers

UNION SQUARE, 14th, n. B'way. 47 CORTLANDT, n. Greenwich. 279 BROADWAY, n. Chambers. 125TH STREET, cor. 3d Ave. Harmon Store Open Evenings.

BUY HERE AT THE FACTORY AT FACTORY PRICES

Our goods are sold on approval for one week. (Unless you are fully convinced, we have a 100% return policy.)

You Know All About Retail and Department Stores. Now Come See a Typical Broadway Wholesale House

IN THE HEART OF THE WHOLESALE DISTRICT, IT WILL INTEREST YOU. YOU NEED NOT BUY here where the retailer buys his stock. The identical coats and furs he buys from us, he sells to you in his expensively equipped department store, where he adds upward of 50% to our wholesale prices.

Over 20,000 Coats and Furs for Ladies, Misses and Children of Every Description, Size and Style, from 60 Cents Up. LOOK, WE INVITE COMPARISON, HERE ARE BUT TWO EXAMPLES OF MANY THOUSANDS:

GIRL'S HANDSOME COAT.
It cannot be duplicated anywhere under any conditions for double the price. Made of excellent quality light, curly Astrakhan collar and turned-over cuffs of black velvet. Point ornamented with fancy silk fringe. Lined throughout with good quality merino. Full length, extra sweep. Size 8 to 14 years. \$3.00

THIS BEAUTIFUL FUR SET.
FOR LADIES AND MISSES. Made of fine French fur. Beautifully lined with two Natural Heads and Muff in large pillow style. Both satin lined and lined. \$2.65

ACME MANUFACTURING CO., 425 Broadway, N. Y. In the heart of the wholesale district (Houston St.), one flight up (elevator) to wholesale lots. Write for Wholesale Circular.



Anty Drudge Tells How to Avoid Accidents.

Anty Drudge—"Goodness gracious! Have you and Jimmy been in a train wreck?"
Mrs. Wontlearn—"Worse than that—washboiler upset when I was stirring the clothes; and I had to hire Mrs. O'Sullivan to do the washing after all."
Anty Drudge—"Well, the damage is done. But perhaps now you'll take my advice and do your washing with Fels-Naptha in cool or lukewarm water. It'll save you lots of work, save your clothes and prevent accidents like this!"

So easy, says every woman, after her first trial of the Fels-Naptha way of washing. And so quick, and such a clean, sweet smelling batch of clothes! And that, too, without boiling or scalding hot water! And no back-breaking work on the wash-board! And yet, perhaps, that same delighted woman had been going to try Fels-Naptha almost every washday for years before she actually did. For some reason or other (which is no reason at all) she kept on working the old-fashioned, out-of-date way until a sudden impulse determined her to try Fels-Naptha. And then ever afterwards—so easy washdays.

Be sure and use Fels-Naptha way. Follow directions on the red and green wrapper.

No More Bridge Crush.

The new bridge terminal when completed will drive Real Estate values still higher. To buy wisely in advance, see Sunday World Real Estate bargain offers to-day

NO CONNECTION WITH ANY OTHER STORE SIEGEL & COOPER CO.

SUGAR and Cream Sets and Bread and Butter Plates



They consist of richly decorated sugar and cream sets and sets of bread and butter plates. Each set complete in fancy lined case, as illustrated. All made of Austrian china.

Double Stamps in the Morning



YOU can have TWO S. & H. Green Trading Stamps with every ten cents of purchase made here before 12 o'clock, noon; after noon ONE stamp, as usual. Besides the double stamps, you have the advantage of more elbow room and more leisure if you shop in the morning—not only here in the store, but in the cars going and coming.

200 Women's Suits at \$10

If trade conditions were normal, such underpricing would have been impossible, but unluckily (for the manufacturers) the cry of "money" played havoc with the market prices of made-up garments. We took advantage of many propositions, and to-morrow's special offering is the result of a purchase from a well-known maker and at a price which is almost pitiful to relate. Two hundred women's absolutely perfect new and stylish suits in the popular Prince Chap, semi-fitted and tight-fitting models, from the natty 28-inch to the smart 36-inch length. Materials are broadcloth, mixtures, fancy stripes and chevrons. Colors are brown, green, burgundy, Copenhagen blue, navy blue, Havana brown; also black. All are lined with guaranteed satin. The Skirts are principally in the popular full-plated styles, made with one or two folds, also circular gore. Some are trimmed with braid, others with velvet. All sizes from 32 to 44. Regular prices would be \$15 to \$22.50; very special \$10 Thursday. It is a foregone conclusion that many women will attend this sale, and therefore we advise you to come early.

Men's Winter Clothing at \$8.85, \$11.85 and \$15.85

Continuation of the Sale of the Stock of the Wertheimer Clothing Co., of Buffalo, N. Y., Which We Bought at a Receiver's Sale

Overcoats AT Suits

\$14 Black Kersey Overcoats at \$8.85
\$18 Black Kersey Overcoats at \$8.85
\$18.40 Fancy Chevrot Overcoats at \$8.85
\$12.75 Gray Chevrot Overcoats at \$8.85
40 and 52 inches long—33 to 46 chest measure.

\$12.75 Black Thibet Suits at \$8.85
\$13.50 Fancy Chevrot Suits at \$8.85
\$14.75 Fur-lined Suits in Plaid and Stripes at \$8.85.
Size 34 to 46 chest measure.

Overcoats AT Suits

\$20 Black Kersey Overcoats at \$11.85
\$21 Blue Kersey Overcoats at \$11.85
\$22 Black Melton Overcoats at \$11.85
\$20 Gray Felt Overcoats at \$11.85
\$23 Fancy Chevrot Overcoats at \$11.85
\$20 Fancy Waxed Overcoats at \$11.85
40 and 52 inches long—33 to 50 chest measure.

\$21 Black Thibet Suits at \$11.85
\$22 Blue Serge Suits at \$11.85
\$19 Black Unfinished Waxed Suits at \$11.85
\$18.50 Down-Plaid Waxed Suits at \$11.85
\$17.75 Gray Chevrot Suits at \$11.85
\$20 Dark Plaid Waxed Suits at \$11.85
33 to 50 chest measure—in regulars and stout.

Overcoats AT Suits

\$30 Black Melton Overcoats at \$15.85
\$35 Gray Vicuna Overcoats at \$15.85
\$31.50 Black Kersey Overcoats at \$15.85
\$30 Fancy Chevrot Overcoats at \$15.85
\$26 Plain Gray Overcoats at \$15.85
\$30 Black Chevrot Overcoats at \$15.85
40 and 52 inches long—33 to 50 chest measure.

\$30 Black Unfinished Waxed Suits at \$15.85
\$28 Brown Waxed Suits, with Muff, at \$15.85
\$31 Blue Serge Suits at \$15.85
\$28 Fancy Chevrot Suits at \$15.85
\$27.50 Plain Gray Waxed Suits at \$15.85
\$30 Brown Striped Waxed Suits at \$15.85
33 to 50 chest measure—in regulars and stout.

Raincoats at \$8.85, \$11.85, \$15.85. (Siegel Cooper Store, Main Floor, Rear.)

No Better Place to Buy Footwear

LOW prices would count for nothing if quality and excellence were not back of the shoes we sell. If you want the latest ideas in footwear—the correct styles—there's no surer place to find them than here. A few suggestions:

Foot-Shield Arch-Supporting Shoes for Men, Women and Children
This invaluable shoe is initiated in specialty stores at five to eight dollars; but the imitations lack the style and comfort found in the Foot Mould \$4 at.....

Men's Slippers
In these we carry the best assortment in New York without any question. And our stock includes the best kinds, too, although priced moderately. We have in \$1.25 Others priced from 49c up to \$3

Fancy "Comfy" Felt Slippers for Men, Women and Children
We show an excellent line of this comfortable 49c to \$1.45 and easy footwear, priced at

Crochet Slippers for Men, Women and Children
In this dainty and tasteful footwear we have an excellent assortment priced at 49c to 98c

Rubber Boots for Every Member of the Family
We carry in these wet-weather boots only the best makes. Cheap rubber is dear at any price—and our prices for the good and reliable kind are lower than those asked elsewhere for the inferior grades. Prices range as follows:
Sizes for children..... 98c
and all the intermediate styles and prices up to the Men's Extra High Hip Boots up to \$4.50.

OPPENHEIM, COLLINS & CO.

34th Street---West

Important Announcement

The Most Extraordinary Values of the Year

Thursday and Friday, Dec. 12th and 13th

A special purchase of 100 Women's and Misses' Tailor Made Suits of Pan Chevrot, Broadcloth, from one of the best makers in New York City (retiring from business).

Regular Prices \$40.00 and \$50.00
20.00 28.00

Sale of Caracul Cloth Coats

Extraordinary Values

- \$25.00 Caracul Cloth Coats..... 18.00
- \$40.00 Caracul Cloth Coats..... 20.00
- \$50.00 Caracul Cloth Coats..... 29.75

Silk Lined Evening Coats of Imported Broadcloth
All Colors. Regular prices, \$25.00 and \$30.00. 16.50

Sale of Fur Coats and Muffs

- Pony Fur Coats, 30 inches long. Value \$75.00..... 45.00
- Pony Fur Coats, 48 inches long. Value \$100.00..... 68.00
- Pony Fur Coats, 50 inches long. Value \$150.00..... 100.00
- Caracul Coats—Flat Fur, 50 inches. Value \$225.00..... 150.00
- Mink Muffs, 3 to 6 stripes. Value \$39.75..... 25.00

Fresh Groceries and New Canned Foods

Mail and Telephone Orders Promptly Filled. Phone 4000 Chelsea.

Orange Marmalade The celebrated BERNINI brand; regular 25c. glass jar..... 15c	Santa Clara Prunes Eaton or Gilman brand, fancy California fruit; original 10 lb. box, 45c \$1.10; 4 lb. box..... 25c	Fancy Apples Oregon red apples or yellow pippin No. 6 basket..... 49c
Manzanilla Olives Fountain quality; bright, crisp, restaurant fruit; extra; 5 lb. tin; three regular 10c. bottles..... 25c	Florida Oranges Another shipment just arrived; large, ripe, delicious; 17 lb. box..... 29c	Dodd's Bacon The celebrated Westphalian style, dry sugar cured; Dodd's bacon is sold in meat toesa at 25c a pound; special 18c Thursday, a lb.....
Lebkuchen Austria's celebrated make, box containing 10 bundles, 33c; three 10c bundles..... 10c	White Onions for boiling; extra 35c \$1.25; No. 6 basket..... ENGLISH BREAKFAST TEA—Formosa Oolong, India, Ceylon, Mixed, Gunpowder or Bazaar; First Japan; 5 lb. net weight each; \$2.10; regular 80c. quality..... 45c	NEW SUGAR CORN —Millard quality; tender, creamy sweet corn; doz. \$1.40 12c NEW SUGAR CORN—Millard quality; tender, creamy sweet corn; doz. \$1.40 12c PURE OLIVE OIL—Fountain quality; triple clarified; packed in France; 5 lb. tin..... 80c
RUBY PRUNES —choice California..... 25c SWEET MIXED PICKLES or small spiced Gherkins, Fountain quality..... 25c FRESH PRETZELBREAD or German style spice drops; 1 lb. tin; 3 lb. tin..... 25c	POPULAR COFFEE —Siegel Cooper's original popular blend; sold in the Siegel Store's Grocery for the past 11 years; bean, ground or POWDERED; 10 lb. tin; \$2.45; 4 lb. tin..... 28c	NEW RICE —Fancy whole head; the kind that cooks white and tender; 10 lb. tin; \$1.10; 4 lb. tin..... 25c PREPARED PLUM PUDDING —"Auntie" brand; dozen, 96c; three regular tin packs..... 25c TELEPHONE PLUM —Fountain quality; new fruit; tender; west pack; dozen..... 14c GERMAN NOUR CHERRIES —with pits; 4 lb. tin; \$1.10; 1 lb. tin..... 25c

Ask for "S. & H." Green Trading Stamps We Give Them.